

01164-MEF-DRB Document 19 Filed 03/06/2006 Page 1 of 2
IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

JEFFERY JAMES JACKSON

v.

1164-F

D.T. MARSHALL et al.,
 RESPONDENTS

MOTION TO COMPEL

COME NOW THE PETITIONER, JEFFERY J. JACKSON PRO, SE
 AND MOVES THIS HONORABLE COURT IN THE ABOVE
 STYLE CAUSE. PETITIONER REQUEST SAID COURT TO
 GRANT THIS MOTION ON THE FOLLOWING GROUNDS:

PETITIONER IS SEEKING AN ORDER FROM THIS
 HONORABLE COURT THAT WILL COMPEL THE STATE OF
 ALABAMA- ELLEN I. BROOKS AND THE ATTORNEY
 GENERAL TROY KING TO SUBMITT HIS CASE TO A
 GRAND JURY.

PETITIONER IS SEEKING A (TRIAL) BY JURY TO
 ADJUDICATE HIS CLAIMS IN STATE COURT. IN BRADEN
 V. 30TH JUDICIAL CIRCUIT COURT OF KENTUCKY 410
 U.S. 484, 93 S. CT. 1123, 35 L. ED. 2d 443 (1973).
 THE SUPREME COURT HELD, THAT THERE IS AN
 IMPORTANT DISTINCTION BETWEEN A PETITIONER WHO
 SEEKS TO ABORT A STATE PROCEEDING OR TO DISRUPT
 THE ORDERLY FUNCTIONING OF STATE JUDICIAL

PROCESSES BY LITIGATING A SPEEDY TRIAL DEFENSE
 TO A PROSECUTION PRIOR TO TRIAL, AND ONE SEEKS
 TO ENFORCE THE STATE'S OBLIGATION TO BRING
 A TRIAL. SEE SMITH V. MCGOUGH,
 U.S. 374, 89 S. CT. 575, 21 L. ED. 2d 607 (1969).

THE EVIDENTIARY MATERIAL FILED IN THIS CASE
 ESTABLISH THAT THE PETITIONER HAVE NOT BEEN INDICTED
 IN OVER (2) YEARS WITHOUT A CONSTITUTIONAL TRIAL
 BY JURY UNDER ARTICLE III AND THE SIXTH
 AMENDMENT.

RESPECTFULLY SUBMITTED
 MARCH 2ND 2006.

Jeffery J. Jackson
 PRO, SE - PETITIONER

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT ON THIS 2ND DAY OF MARCH
 2006, I SERVED A COPY OF THE FOREGOING ON THE
 RESPONDENTS, BY PLACING THE SAME IN THE UNITED
 STATES MAIL, LOCATED AT THE MONTGOMERY CO. DETENTION
 FACILITY, AND ADDRESSED AS FOLLOWS:

ATTORNEY GENERAL
 11 SOUTH UNION STREET
 MONTGOMERY, AL. 36130-0152

HASKELL / SLAUGHTER
 P.O. BOX 4660
 MONTGOMERY, ALA. 36103 -
 4660

DONE THIS THE 2ND DAY OF MARCH 2006.

Jeffery J. Jackson
 PRO, SE - PETITIONER